



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

May 9, 1992

Ms. Karen W. Osborne  
Assistant General Counsel  
Legal Affairs Division  
Texas Department of Criminal Justice  
Institutional Division  
P. O. Box 99  
Huntsville, Texas 77342-0099

OR92-204

Dear Ms. Osborne:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 15051.

The information at issue consists of reports and other material held by the Department of Criminal Justice relating to an accident in which a prison inmate was injured. The information is requested by an attorney who states that he was retained by the injured individual "in connection with the personal injuries sustained by him" in the accident. You say the department will release certain of the information to the requestor but wishes to withhold the balance of the material on the basis of section 3(a)(3) of the Open Records Act, which permits withholding of information related to pending or reasonably anticipated litigation. We agree that you may withhold the information at issue. See Open Records Decision No. 551 (1990) (copy enclosed).

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with

a published open records decision. If you have questions about this ruling, please refer to OR92-204.

Yours very truly,

A handwritten signature in black ink, appearing to read 'William Walker', with a long horizontal flourish extending to the right.

William Walker  
Assistant Attorney General  
Opinion Committee

WW/lmm

Ref.: ID# 15051  
ID# 15237

Enclosure: Open Records Decision No. 551

cc: Mr. Bruce Larson  
Larson & Weisinger  
P. O. Box 2666  
Conroe, Texas 77305